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17 UNITED STATES DISTRICT COURT

18 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

19 WAYMO LLC,

20 CASE NO. 3:17-cv-00939-WHA

21 Plaintiff,

22 **PLAINTIFF WAYMO LLC'S
ADMINISTRATIVE MOTION TO FILE
UNDER SEAL PORTIONS OF ITS
MOTION TO COMPEL WITH RESPECT
TO ITS SECOND SUBPOENA SERVED
ON NON-PARTY ANTHONY
LEVANDOWSKI**

23 vs.

24 UBER TECHNOLOGIES, INC.;
25 OTTOMOTTO LLC; OTTO TRUCKING
26 LLC,

27 Defendants.

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1 Pursuant to Civil L.R. 7-11 and 79-5, Plaintiff Waymo LLC (“Waymo”) respectfully
 2 requests to file under seal portions of Waymo’s Motion to Compel With Respect Its Second
 3 Subpoena Served on Non-Party Anthony Levandowski (“Waymo’s Motion”). Specifically,
 4 Waymo requests an order granting leave to file under seal the portions of the document as listed
 5 below:

Document	Portions to Be Filed Under Seal	Designating Party
Waymo’s Motion	Blue highlighted portions	Defendants
Waymo’s Motion	Yellow highlighted portions	Non-Party Sandstone, LLC / Ognen Stojanovski / Tyto LiDAR, LLC
Ex. 3	Entire document	Non-Parties Sandstone, LLC / Ognen Stojanovski / Tyto LiDAR, LLC
Ex. 4	Entire document	Non-Parties Sandstone, LLC / Ognen Stojanovski / Tyto LiDAR, LLC
Ex. 5	Entire document	Defendants
Ex. 6	Entire document	Defendants
Ex. 7	Entire document	Non-Party Sandstone, LLC
Ex. 8	Yellow highlighted portions	Non-Party Ognen Stojanovski
Ex. 9	Entire document	Non-Party Tyto LiDAR, LLC
Ex. 10	Entire document	Non-Party Tyto LiDAR, LLC
Ex. 12	Entire document	Non-Party Tyto LiDAR, LLC

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24 **I. LEGAL STANDARD**

25 Civil Local Rule 79-5 requires that a party seeking sealing “establish[] that the document, or
 26 portions thereof, are privileged, protectable as a trade secret or otherwise entitled to protection under
 27 the law” (*i.e.*, is “sealable”). Civil L.R. 79-5(b). The sealing request must also “be narrowly tailored
 28 to seek sealing only of sealable material.” *Id.*

1 **II. DEFENDANTS' / THIRD PARTIES' CONFIDENTIAL INFORMATION**

2 Waymo seeks to seal the portions of the Objections only because Defendants and/or certain
3 Third Parties (including Sandstone, LLC, Ognen Stojanovski, and Tyto LiDAR, LLC) have
4 designated the information confidential. Declaration of Patrick Schmidt ("Schmidt Decl.") ¶ 3.
5 Waymo does not oppose the merits of sealing Defendants' / Third Parties' designated material, and
6 expects Defendants / Third Parties to file one or more declarations in accordance with the Local Rules.

7 **III. CONCLUSION**

8 In compliance with Civil Local Rule 79-5(d), redacted and unredacted versions of the
9 above listed documents accompany this Administrative Motion. For the foregoing reasons,
10 Waymo respectfully requests that the Court grant Waymo's Administrative Motion.

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12 DATED: August 4, 2017

13 QUINN EMANUEL URQUHART & SULLIVAN,
14 LLP

15 By /s/ Charles Verhoeven
16 Charles Verhoeven
17 Attorneys for WAYMO LLC

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